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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELIZABETH FOWLER,

Plaintiff,

v.

AETNA LIFE INSURANCE COMPANY;
THE PARSONS BRINCKERHOFF
GROUP ADM SHORT TERM
DISABILITY PLAN; THE PARSONS
BRINCKERHOFF GROUP ADM LONG
TERM DISABILITY PLAN, et al.,

Defendants.

Case No. C 08-03463 WHA

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER SHORTENING
TIME FOR PLAINTIFF'S MOTION
TO COMPEL PERSONNEL FILE
DOCUMENTS**

Date: ~~September 10, 2009~~

Time: ~~8:00 a.m.~~

Courtroom: 9, 19th Floor

Judge: Hon. William H. Alsup

STIPULATION

Plaintiff Elizabeth Fowler and Defendants Aetna Life Insurance Company, The Parsons Brinckerhoff Group ADM Short Term Disability Plan, The Parsons Brinckerhoff Group ADM Long Term Disability Plan, by and through their respective counsel of record, hereby stipulate and agree as follows:

1. Plaintiff intends to file a Motion to Compel the production of certain documents from the personnel file of Aetna claims handler Andres Matos on September 1, 2009.

Defendants intend to oppose Plaintiff's Motion. The Motion and supporting papers shall be filed under seal pursuant to Local Rule 79-5, per the Court's August 21, 2009 Order.

2. The deposition of Mr. Matos is currently set for September 17, 2009.

3. In light of the September 17, 2009 date for Mr. Matos' deposition, and the discovery cutoff deadline of September 30, 2009, IT IS HEREBY STIPULATED by and between the parties hereto through their respective attorneys of record that the notice and briefing deadlines for Plaintiff's Motion to Compel be shortened to the following deadlines:

- September 1, 2009 – Plaintiff's Notice of Motion and Motion to Compel and supporting papers to be filed under seal pursuant to Local Rule 79-5;
- September 8, 2009 – Defendants' Opposition and supporting papers in opposition to Motion to Compel to be filed under seal pursuant to Local Rule 79-5.

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The hearing for Plaintiff's Motion to Compel and Defendants' Motion for Protective Order shall be on September 10, 2009 at 8:00 a.m. before the Honorable William H. Alsup.

DATED: August 31, 2009

PILLSBURY & LEVINSON, LLP
BRIAN H. KIM

By: /s/ Brian H. Kim
BRIAN H. KIM
Attorneys for Plaintiff Elizabeth Fowler

DATED: August 31, 2009

GORDON & REES LLP
RONALD K. ALBERTS
TAD A. DEVLIN

By: /s/ Tad A. Devlin
RONALD K. ALBERTS
TAD A. DEVLIN
Attorneys for Defendants Aetna Life Insurance Company, the Parsons Brinckerhoff Group ADM Short Term Disability Plan, and the Parsons Brinckerhoff Group ADM Long Term Disability Plan

PROPOSED ORDER

Upon consideration of the foregoing request, and with good cause appearing therefore, IT IS HEREBY ORDERED that the notice and briefing deadlines for Plaintiff's motion for leave to file her Second Amended Complaint be shortened to the following deadlines:

- September 1, 2009 – Plaintiff's Notice of Motion and Motion to Compel and supporting papers to be filed under seal pursuant to Local Rule 79-5;
- September 8, 2009 – Defendants' Opposition and supporting papers to Motion to Compel to be filed under seal pursuant to Local Rule 79-5; and

The hearing for Plaintiff's Motion to Compel shall be on **September 14, 2009 at 2 p.m.**
~~September 10, 2009 at 8:00 a.m.~~ before the Honorable William H. Alsup.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 31, 2009

Hon. William H. Alsup
United States District Court

